



06-27-03

RCE/1600

TECH CENTER 1600/2900

JUL 02 2003

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Attorney Docket No.: 99,216-H

Application No.: 09/865,879

Filing Date: May 25, 2001

First Named Inventor: Roninson, Igor

Group Art Unit: 1642

Examiner Name: Yu

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition for One-Month Extension of Time

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17 (i) required)
- b. ☐ Other

| APPLICATION FEES | | |
|---|-----|-----------|
| BASIC FEE | | \$ 750.00 |
| <input checked="" type="checkbox"/> Extension of Time fee | +\$ | \$ 110.00 |
| <input type="checkbox"/> Other | +\$ | \$ |
| Total of above calculations = | | \$ 860.00 |
| Reduction by 50% for filing by small entity = | | \$ 430.00 |
| TOTAL = | | \$ 430.00 |

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RCE REQUEST TRANSMITTAL

Attorney Docket No. 99,216-H

3. ☐ Please charge my Deposit Account No. 13-2490 in the amount of \$
4. ☒ A check in the amount of \$430.00 is enclosed.
5. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 13-2490:
- a. ☒ Fees required under 37 CFR 1.16.
 - b. ☒ Fees required under 37 CFR 1.17.
 - c. ☐ Fees required under 37 CFR 1.18.
6. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 13-2490 for any fee that may be due in connection with such a request for an extension of time.

7. CERTIFICATE OF MAILING OR TRANSMISSION

☐ I hereby certify that this correspondence is being transmitted by facsimile to the U.S. Patent and Trademark Office at 703-308-4556, or being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date indicated below.

☒ I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below. Express Mail No. EV 333560275 US.

8. USPTO CUSTOMER NUMBER**20306**

PATENT TRADEMARK OFFICE

McDonnell Boehnen Hulbert & Berghoff**9. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

| | |
|-----------|-----------------------|
| Name | Jason J. Derry, Ph.D. |
| Reg. No. | 50,692 |
| Signature | |
| Date | June 26, 2003 |

RCE (Rev. 11/27/00)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 99,216-H)

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PATENT
TECH CENTER 1600/2900

In the Application of:

Roninson *et al.*

Serial No: 09/865,879

Filed: May 25, 2001

For: Reagents and Methods for
Identifying and Modulating
Expression of Genes Regulated
By Retinoids

Examiner: M. Yu

Group Art Unit: 1642

RESPONSE TO THE ADVISORY ACTION
MAILED MAY 19, 2003

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

Responsive to the Advisory Action, mailed May 19, 2003, Applicants respectfully request reconsideration of the pending claims in light of the following amendments and remarks.

Status of the Claims

Claims 8 and 12, as herein amended, claims 13 and 17 as previously amended, and claims 9-11, 14-16 and 18 as filed are pending in this application. The rejections set forth in the Office Action have been overcome by amendment or are traversed by argument below.

18/c
KD
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